IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 11585 of 2001
with
SPECIAL CIVIL APPLICATION Nos 11589, 11590, 12666 and
12670 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.SHAH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

SHIVSHANKAR CO-OP HOUSING SOC.

Versus

A U D A

Appearance:
MR JM BAROT for Petitioner No. 1
MR DN PATEL for Respondent No. 1
MR SP SEN & MR MANISH DAGLI, AGP, for Respondent No. 2

CORAM : MR.JUSTICE M.S.SHAH

Date of decision: 20/03/2002

COMMON ORAL JUDGEMENT

Rule. Mr DN Patel waives service of Rule for respondent No.1 in all the matters. Mr SP Sen, AGP,

waives service of Rule for respondent No.2 in Special Civil Application Nos. 11585, 11589 and 11590 of 2001 and Mr Manish Dagli, AGP, waives service of Rule for respondent No.2 in Special Civil Application Nos. 12666 and 12670 of 2001. At the request of the learned counsel for the parties, the petitions are taken up for final hearing today.

2. Heard Mr JM Barot learned advocate appearing for the petitioners, Mr DN Patel learned advocate appearing for respondent No.1 and Mr SP Sen and Mr Manish Dagli, AGPs appearing for State.

3. Mr JM Barot learned advocate for the petitioners places reliance on the orders passed this Court in identical matters, which are on record, being order dated 21-3-1998 (Coram : M.S. Shah,J) passed in Special Civil Application No.2133 of 1998 and cognate maters and order dated 14-3-2001 (Coram : A.L. Dave,J) passed in Special Civil Application No.1907 of 2001 and submits that the petitioners will apply for allotment of land to respondent No.1 - AUDA and such applications of the petitioners for allotment of land may be considered by AUDA as per Ahmedabad Urban Development Authority (Disposal of lands and other properties) Regulations, 1984 framed under section 119 of the Gujarat Town Planning and Urban Development Act, 1976. He further submits that the Court without going into the merits of the matter may direct the respondent - authority to consider such applications within stipulated time.

4. In view of the above, the interests of justice will be served in case respondent No.1 is directed to consider and decide the applications of the petitioners as and when the authority receives the same, in accordance with law as expeditiously as possible and preferably within two months from the date of receipt of writ of this Court or a certified copy of this order, whichever is earlier.

5. The petitions accordingly stand disposed of. Rule is discharged. Ad-interim relief, if any, granted stands vacated. No order as to costs.

Direct service is permitted.

(M.S. Shah,J)

zgs/-